

<b>Policy Title:</b>	Licensing Outdoor Youth Programs – OAR		
<b>Policy Number:</b>	II-C.1.8 413-215-0901 thru 1031		<b>Effective Date:</b> 10/01/13

Approved By: *on file*

Date Approved:

Policy

Forms, etc.

Definitions

References

Contact

History

### Reference(s):

- ORS 409.050
- ORS 418.005
- ORS 418.205-325
- ORS 417.200-260 (Interstate Compact on the Placement of Children)
- II-C.1 Licensing Umbrella Rules

### Form(s) that apply:

- None

### Rules:

#### **413-215-0901**

#### **Purpose and Applicability of Rules**

- (1) Values. The State of Oregon, through the statutorily required adoption of administrative rules for licensing outdoor youth programs, has determined that the services provided by these programs are an important and valuable resource option for children, youth and families and the continued provision of these services is in the State's interest. Application of the rules is intended to recognize the treatment values of the outdoor youth wilderness experience and, to the extent that the required elements of safety and accountability are in place, to facilitate the provision of appropriate wilderness youth treatment programs in Oregon.
- (2) Required compliance. OAR 413-215-0001 to 413-215-0131 and OAR 413-215-0901 to 413-215-1031 set forth the Department requirements for licensing private child caring agencies providing outdoor youth programs, subject to Oregon laws governing private child caring agencies, ORS 418.205 to 418.325 and 418.990 to 418.998 and Oregon laws governing outdoor youth programs, ORS 418.205 to 418.246.

Stat. Auth.: ORS 409.050, 418.005, 418.240

Stats. Implemented: ORS 418.205 - 418.325, 418.990 - 418.998

### 413-215-0906

#### General Provisions

- (1) License required. No *private child-caring agency* (defined in OAR 413-215-0006) may operate an *outdoor youth program* (defined in OAR 413-215-0911) in Oregon without a valid license issued by the Department in accordance with OAR 413-215-0001 to 413-215-0131 and OAR 413-215-0901 to OAR 413-215-1031.
- (2) Compliance required. Any agency which provides the services of an *outdoor youth program* must comply with these rules governing outdoor youth programs (OAR 413-215-0901 to 413-215-1031) and OAR 413-215-0001 to OAR 413-215-0131.
- (3) Stationary Outdoor Youth Program additional license requirement. An *outdoor youth program* that operates as a *stationary outdoor youth program* (defined in OAR 413-215-0911) must secure an Organizational Camp License as described in OAR 333-030-0005 to 333-030-0130 from the Oregon Department of Human Services, Public Health Division.
- (4) Bond required. Each *outdoor youth program* applying for licensure must file with the Department a Fiduciary Bond in the amount of \$50,000 or 50 percent of the program's yearly budget, whichever amount is less. The Bond must be issued by a surety or insurer that is licensed to do business in the State of Oregon. The Bond must be written and issued on the Surety Bond Form (DHS CF 1066), provided to the *outdoor youth program* by the Department. The required Bond must be continuous until canceled and must remain in full force at all times to comply with this section. Any claims or potential impairment to the Bond must be reported to the Department within 30 days of the incident or occurrence involving the claim or potential impairment. In the event of impairment to the Bond, the *outdoor youth program* will be required to obtain additional bonding to satisfy the requirements of this section. The surety or insurer must give the Department at least 30 days written notice before canceling or terminating its liability under the Bond. An action on the Bond may be brought by any person aggrieved by the misconduct of an *outdoor youth program* required to be licensed under ORS 418.205 to 418.310. As evidence of the Bond, the *outdoor youth program* must keep a certified copy of the Bond on file with the Department at all times.
- (5) Workers' Compensation. An *outdoor youth program* must comply with all provisions of ORS 656.017 and provide the required Workers' Compensation coverage, unless such employers are exempt under ORS 656.126. The *outdoor youth program* must ensure that each of its subcontractors complies with these requirements.

Stat. Auth.: ORS 409.050, 418.005, 418.240

Stats. Implemented: ORS 409.010, 418.205 - 418.325, 418.990 - 418.998

### 413-215-0911

#### Definitions

The following definitions apply to OAR 413-215-0901 to 413-215-1031:

- (1) "Contraband" means items the possession of which is prohibited by the outdoor youth program such as but not limited to weapons or drugs.
- (2) "Debrief" means to interview a person (such as a youth or staff member) usually upon return (as from an expedition) in order to obtain useful information.
- (3) "Department" means the Department of Human Services.
- (4) "Outdoor living setting" means an outdoor field setting in which services are provided to youth either more than ten days per month for each month of the year or for longer than 48 hours at a location more than two hours from community-based medical services.
- (5) "Outdoor youth program" means a program that provides, in an *outdoor living setting*, services to youth who are enrolled in the program because they have behavioral problems, mental health problems or problems with abuse of alcohol or drugs. "Outdoor youth program" does not include any program, facility or activity operated by a governmental entity, operated or affiliated with the Oregon Youth Conservation Corps, or licensed by the Department as a child caring agency under other authority of the Department. It does not include outdoor activities for youth designed to be primarily recreational such as YMCA, Outward Bound, Boy Scouts, Girl Scouts, Campfire, church groups, or other similar activities.
- (6) "Outdoor youth program activity" means an outdoor activity, provided to youth for the purpose of behavior management or treatment, which requires specially trained staff or special safety precautions to reduce the possibility of an accident or injury. Outdoor youth activities include, but are not limited to: hiking, adventure challenge courses, climbing and rappelling, winter camping, soloing, expeditioning, orienteering, river and stream swimming, and whitewater activities.
- (7) "Over the counter medication" means any medication that does not require a written prescription for purchase or dispensing.
- (8) "Service plan" means an individualized plan of services to be provided to each youth based on his or her identified needs and designed to help him or her reach mutually agreed upon goals. The service plan must address, at a minimum, the youth's physical and medical needs, behavior management issues, mental health treatment methods, education plans, and any other special needs.
- (9) "Sole supervision" means being alone with a youth or being temporarily the only staff in charge of a youth or subgroup of youth.
- (10) "Stationary outdoor youth program" means an *outdoor youth program* which remains in a stationary location that houses youth.

- (11) "Wilderness first responder" means a medical training course and certification for outdoor professionals.
- (12) "Youth" means a child aged 10 through 17 years of age who may be admitted to or is a participant in an outdoor youth program.

Stat. Auth.: ORS 418.005

Stats. Implemented: ORS 418.205 - 418.325, 418.990 - 418.998

#### **413-215-0916 Administration**

- (1) Base of operations. An *outdoor youth program* (defined in OAR 413-215-0911) providing outdoor youth program services in Oregon must have a base of operation or field office in Oregon. The base of operation or field office at a minimum must have the following information immediately available upon the request of the Department licensing coordinator:
- (a) Current list of the names of staff and youth in each field group;
  - (b) Master map of all *outdoor youth program activity* (defined in OAR 413-215-0911) areas used by the program in Oregon, copies of which must be made available to the Department licensing coordinator, the land managing agency, and local law enforcement and emergency services upon request;
  - (c) Copies of each group's expeditionary route with its schedule and itinerary, copies of which must be made available to the Department, the land managing agency and local law enforcement and emergency services upon request;
  - (d) Current logs of communications with each field group away from the base of operations; and
  - (e) Emergency response plan that is reviewed annually (as described in OAR 413-215-0936(2)(c)).
- (2) Youth file requirements. The base of operations for an *outdoor youth program* must have a file on each youth in the program, which includes:
- (a) Parent or legal guardian identification, contact information, and status of child custody;
  - (b) Emergency contact information for parent or legal guardian or guardians of the youth which provides for contact with the parent or legal guardian at any time, twenty four hours a day, seven days a week;
  - (c) Demographics;
  - (d) Eligibility criteria, including the basis for admission of the youth into the program;
  - (e) Medical forms;

- (f) Authorization for medical treatment; and
  - (g) Parental or legal guardian consent for the *outdoor youth program* to treat the youth with the specific interventions used by the program and to confiscate *contraband* (defined in OAR 413-215-0911) found in the youth's possession.
- (3) Proof of compliance. An *outdoor youth program* which operates in Oregon must comply with the federal, state, local, and land managing agency regulations in the operations area and must maintain proof of compliance at the base of operations.

Stat. Auth.: ORS 418.005

Stats. Implemented: ORS 418.205 - 418.325, 418.990 - 418.998

### **413-215-0921**

#### **Participant Clothing, Equipment and Supplies**

An *outdoor youth program* (defined in OAR 413-215-0911) must comply with all of the following requirements:

- (1) Participant requirements. Each program participant must have appropriate clothing, equipment, and supplies for each type of *outdoor youth program activity* (defined in OAR 413-215-0911) and for the weather conditions likely to be encountered.
- (2) Clothing, equipment, and supply requirements. Clothing, equipment, and supplies must include at a minimum the applicable items in each of the following subsections:
  - (a) Sunscreen if appropriate for the environmental conditions generally expected for the area and season.
  - (b) Insect repellent if appropriate for the environmental conditions generally expected for the area and season.
  - (c) A commercial backpack or the materials to construct a safe backpack or bedroll.
  - (d) Personal hygiene items necessary for cleansing.
  - (e) Appropriate feminine hygiene supplies.
  - (f) When the average nighttime temperature is expected to be 40 degrees Fahrenheit or higher:
    - (A) Wool blankets or an appropriate sleeping bag; and
    - (B) A tarp or poncho.
  - (g) Shelter from precipitation, appropriate sleeping bag, and ground pad when the average nighttime temperature is expected to be 39 degrees Fahrenheit or lower.
  - (h) Clothing appropriate for the temperature changes generally expected for the area.

- (i) Each youth must be provided a clean change of clothing at least once a week or an opportunity to wash his or her clothing at least once a week.
- (3) Denial of clothing, equipment, and supplies. An *outdoor youth program* must not remove, deny, or make unavailable for any reason the appropriate clothing, equipment, or supplies required by section (2) of this rule.
- (4) Monitoring. Field staff are responsible for maintaining the safety and well-being of youth and must monitor each youth to make sure that clothing, equipment, and supplies are maintained in a manner adequate to ensure each youth's safety.

Stat. Auth.: ORS 418.005

Stats. Implemented: ORS 418.205 - 418.325, 418.990 - 418.998

### **413-215-0926**

#### **Water Requirements**

An *outdoor youth program* (defined in OAR 413-215-0911) must comply with all of the following requirements:

- (1) Written policy. An *outdoor youth program* must have and follow written policy and procedures on water requirements.
- (2) Water. Youth must have access to potable water while engaged in hiking. Staff of the *outdoor youth program* must ensure that youth drink a sufficient amount of water to provide adequate hydration. Staff must encourage youth to consume at least three quarts of potable water a day.
- (3) Water caches. When water caches are used, field staff must place each water cache and verify its location in advance of a group's arrival.
- (4) Water from a natural source. Water from a natural source used for drinking or cooking must be treated for sanitation to eliminate health hazards.
- (5) Electrolytes. Each group must have a supply of electrolyte replacement, quantities to be determined by group size and environment conditions.

Stat. Auth.: ORS 418.005

Stats. Implemented: ORS 418.205 - 418.325, 418.990 - 418.998

### **413-215-0931**

#### **Nutritional Requirements**

An *outdoor youth program* (defined in OAR 413-215-0911) must comply with all of the following requirements:

- (1) Written policy. An *outdoor youth program* must have and follow written policy and procedures on nutritional requirements.

- (2) Menu. There must be a written menu approved by a qualified dietitian or nutritionist with knowledge of program activity levels, listing the food supplies for each group.
- (3) Calories. An *outdoor youth program* must provide each youth a level of nutrition which will supply the youth's individual caloric need; but no youth may be offered less than 3,000 calories a day. When heat is not available for cooking, an *outdoor youth program* must provide sufficient food of sufficient caloric value which does not require cooking.
- (4) Hygiene procedures. The *outdoor youth program* must have reasonable hygiene procedures to prevent infection which are consistent with the particular program risk of infection.
  - (a) Cleansing of hands must occur after each latrine use.
  - (b) Means of cleansing the hands must be available to youth prior to food preparation and prior to food consumption.
  - (c) A weekly opportunity for total body hygiene.
- (5) Fasting. There must be no imposed fasting.
- (6) Monitoring. Field staff are responsible for maintaining the safety and well being of clients and must monitor each youth's food intake to ensure that the youth has adequate nutrition.

Stat. Auth.: ORS 418.005

Stats. Implemented: ORS 418.205 - 418.325, 418.990 - 418.998

#### **413-215-0936**

##### **Safety**

- (1) Written policies and procedures. An *outdoor youth program* (defined in OAR 413-215-0911) must have written policies and procedures on all of the following:
  - (a) Equipment Safety Procedures, including appropriate instruction and maintenance of equipment.
  - (b) Environmental Hazards.
  - (c) Risk Management Procedures.
- (2) Emergency plan. An *outdoor youth program* must have and follow a written emergency plan for disasters, medical emergencies, hostage situations, casualties and missing youth, and other critical incidents identified by the program. The plan must at a minimum include:
  - (a) Designation of authority and staff assignments;
  - (b) Plans for evacuation;
  - (c) An emergency evacuation system that is on standby;

- (d) Transportation and relocation of program youth when necessary;
  - (e) Supervision of program youth after an evacuation or a relocation;
  - (f) Arrangements for medical care and notification of a program participant's physician and nearest relative, parents, or legal guardian; and
  - (g) A procedure for a review of the emergency plan by the local law enforcement and emergency services agencies from the area in which the outdoor youth program is operating.
- (3) Emergency instruction. An *outdoor youth program* must instruct youth on what to do in case of an emergency prior to any *outdoor youth program activity* (defined in OAR 413-215-0911).
- (4) Emergency plan response review. In the case of the activation of an emergency plan response, the *outdoor youth program* must subsequently review the response in the context of the emergency plan to determine if changes need to be made to improve safety and efficiency. If local law enforcement and emergency services agencies have been involved in an emergency response on behalf of an *outdoor youth program*, the *outdoor youth program* must invite them to participate in the review of the emergency plan response.

Stat. Auth.: ORS 418.005

Stats. Implemented: ORS 418.205 - 418.325, 418.990 - 418.998

#### **413-215-0941**

##### **Potential Weapons**

- (1) Written policy. An *outdoor youth program* (defined in OAR 413-215-0911) must have and follow written policy and procedures on management of weapons and potential weapons.
- (2) Inventory required. Staff of an *outdoor youth program* must inventory knives, hatchets, other edged tools, or any item which might reasonably pose a danger to self or others and complete a daily count of these items against the inventory.
- (3) Supervision required. Staff of an *outdoor youth program* must supervise participant possession and use of knives, hatchets, other edged tools, or any item which might pose a danger to self or others.

Stat. Auth.: ORS 418.005

Stats. Implemented: ORS 418.205 - 418.325, 418.990 - 418.998

#### **413-215-0946**

##### **Contraband**

- (1) Written policy. An *outdoor youth program* (defined in OAR 413-215-0911) must have and follow written policy and procedures on *contraband* (defined in OAR 413-215-0911).

- (2) Confiscation. Staff must confiscate *contraband* found in the possession of youth or staff in an *outdoor youth program* and, if stored, secure it in a location inaccessible to youth.
- (3) Disposal. It is the responsibility of the *outdoor youth program* to store or dispose of all *contraband* not confiscated by or turned over to law enforcement, in accordance with the *contraband* policy.

Stat. Auth.: ORS 418.005

Stats. Implemented: ORS 418.205 - 418.325, 418.990 - 418.998

### 413-215-0951

#### Searches

- (1) Written policy. If an *outdoor youth program* (defined in OAR 413-215-0911) conducts searches of youth, staff, or visitors, it must have and follow written policies and procedures. The program must obtain the appropriate consents for searches.
- (2) Searches. An *outdoor youth program* must complete searches in the least intrusive manner possible for the type of search being conducted. The policies and procedures at a minimum must require all of the following:
  - (a) Pat down searches. An *outdoor youth program* may conduct pat down searches of youth only when the *outdoor youth program* judges that it is necessary to discourage the introduction of *contraband* (defined in OAR 413-215-0911), or to promote the safety of staff and other youth. An *outdoor youth program* may only conduct pat down searches as follows:
    - (A) By staff trained in proper search techniques;
    - (B) By a staff member of the same sex as the youth being searched, and in the presence of another staff member;
    - (C) The youth must be told he or she is about to be searched;
    - (D) The youth must be asked to remove all outer clothing (gloves, coat, hat, and shoes) and empty all pockets;
    - (E) The staff member must then pat the clothing of the youth using only enough contact to conduct an appropriate search;
    - (F) If the staff detects anything unusual, the youth must be asked to identify the item and appropriate steps must be taken to remove the item for inspection;
    - (G) If the youth refuses to comply, the executive director or designee must be notified immediately and be responsible to resolve the matter; and
    - (H) All searches must be documented in writing.

- (b) Initial intake inspection. An *outdoor youth program* may require a complete change of clothing as part of the intake process in order to confiscate any *contraband*. This may include a brief visual search of each resident and a search of each resident's personal belongings. The *outdoor youth program* must conduct such intake inspections individually and in the most respectful manner possible, using same sex staff.
- (c) Strip searches. An *outdoor youth program* may not perform strip searches.
- (d) Body cavity searches. An *outdoor youth program* may not perform body cavity searches.

Stat. Auth.: ORS 418.005

Stats. Implemented: ORS 418.205 - 418.325, 418.990 - 418.998

#### **413-215-0956**

##### **Transportation**

- (1) Vehicle. Transportation of youth in an *outdoor youth program* (defined in OAR 413-215-0911) must be in a vehicle that is --
  - (a) Properly registered;
  - (b) Covered by insurance for personal injury and liability;
  - (c) Driven by a person with a valid driver's license for the type of vehicle who complies with all applicable traffic laws while transporting youth;
  - (d) Maintained in a safe condition;
  - (e) Equipped with a red triangle reflector device for use in emergency;
  - (f) Equipped with a first aid kit; and
  - (g) Equipped with a fire extinguisher that is properly secured and not readily available to youth.
- (2) Proper seating of youth and adults. Youth and adults in an *outdoor youth program* must ride in a vehicle manufactured seat, properly using the passenger restraint device in accordance with Oregon law when traveling on public roads. An *outdoor youth program* must take all reasonable steps to assure the safety of youth and adults traveling in off road vehicles.

Stat. Auth.: ORS 418.005

Stats. Implemented: ORS 418.205 - 418.325, 418.990 - 418.998

#### **413-215-0961**

##### **Health Services**

- (1) Required physical examination. Prior to a youth engaging in an *outdoor youth program activity* (defined in OAR 413-215-0911), an *outdoor youth program* (defined in OAR 413-215-0911) must review and place in the file a physical examination report for the youth. The health history and physical examination must be recorded on a form provided by the program, which clearly documents the type and extent of *outdoor youth program activity* in which the youth will be engaged. The examination must cover areas required by the Department and, after the appropriate consents are obtained from the youth or youth's parent or legal guardian, must be completed by a licensed physician, physician's assistant or nurse practitioner, who signs the form.
  - (a) In addition to any other areas required by the Department, the examination must include a physical assessment based on the climate and temperature the youth will be participating in given the participant's age, weight, and sex;
  - (b) For an *outdoor youth program* operated by a children's residential care facility, a health history and physical examination report for a youth who is coming directly from the residential care facility may be utilized if the physical examination is current and meets the criteria for the physical examination required by this rule;
  - (c) If a youth is currently taking or has been receiving prescribed medication within the past six months, a specific notation must be made on the physical examination form, by the clearing medical professional, which must include clearance for participation in an outdoor, high impact environment and a description of any possible special needs due to use of the medication in the field environment; and
  - (d) If a youth is in a risk group for Sickle Cell Anemia or Thalassemia, written clearance must be noted on the physical examination form, stating that the youth may participate in an *outdoor youth program activity*, which may:
    - (A) Occur in altitudes over 5,000 feet;
    - (B) Include strenuous exercise; and
    - (C) Expose youth to cold temperatures.
- (2) Health information availability. An *outdoor youth program* must copy the health history and physical exam form and authorization to obtain medical care, maintain the original at the base of operations, and field staff must carry the copy in a waterproof container when the youth is away from the base of operations.
- (3) Appropriate health care. An *outdoor youth program* must ensure -- through staff assignments, training, and program providers -- that injuries, illness, or physical complaints by youth will be promptly and accurately assessed; and that appropriate care is provided.
- (4) Prompt first aid treatment. An *outdoor youth program* must provide first aid treatment in as prompt a manner as the location and circumstances allow.
- (5) First aid. An *outdoor youth program* must have a first aid kit with sufficient supplies available at all times. The first aid kit must ---

- (a) Meet the standards of an appropriate national organization for the activity being conducted and the location and environment being used;
  - (b) Be reviewed with new staff for contents and use;
  - (c) Be reviewed at least annually with all staff for contents and use; and
  - (d) Be inventoried after each expedition and restocked as needed.
- (6) Field treatment. An *outdoor youth program* must immediately transport to appropriate medical care any youth with an illness or physical complaint needing care or treatment beyond what can be provided in the field.
- (7) Documentation of reports and treatment. An *outdoor youth program* must document complaints or reports by a youth of illness and injuries in a daily log along with any treatment provided.
- (8) Negative consequences. An *outdoor youth program* may impose no negative consequence on a youth for reporting an injury or illness or for requesting to see a health care professional.
- (9) Daily physical assessment. Field staff for an *outdoor youth program* must monitor and document youth's hydration, skin condition, extremities, and general physical condition on a daily basis.
- (10) Weekly physical assessment. A Wilderness First Responder (WFR) or equivalent, an Emergency Medical Technician (EMT), or qualified medical professional must assess each youth's physical condition in an *outdoor youth program* at least every seven days. The assessment must be documented and shall at a minimum include:
- (a) Heart rate;
  - (b) Check of extremities;
  - (c) Condition of skin;
  - (d) Allergies if any;
  - (e) General physical condition;
  - (f) Any health issues specific to the individual youth; and
  - (g) Provision of appropriate medical treatment if needed.
- (11) Medication storage and administration policies and procedures. An *outdoor youth program* must have and follow policies and procedures on the storage and administration of prescription and non-prescription medication.
- (12) Medication storage. An *outdoor youth program* must store prescription and over-the-counter medication under lock and key safeguarded from youth. For medications taken in the field, medication must be in the possession of a staff member.

- (13) Documentation of medications. Prescription medication in an *outdoor youth program* must be issued by a qualified medical professional's valid order that includes the dosage to be given. Senior field staff must administer all medication. Administration of medication must be documented and include:
- (a) The youth's name;
  - (b) The name of the medication;
  - (c) The date and time;
  - (d) The amount of dosage given and whether the youth did not take the medication; and
  - (e) The person who administered or assisted in self-administration of the medication.
- (14) Medication changes. An *outdoor youth program* may not stop or change dosage or administration of prescribed medication nor discontinue any prescription without consulting with a qualified medical professional and documenting the consultation and the change.
- (15) Disposal of unused medication.
- (a) For purposes of this rule, "unused medication" means any medication which has not been used for 60 days, or a medication held by the facility which has been prescribed for a resident who has been released from the facility.
  - (b) For purposes of this rule, "expired medication" means any medication whose designated period of potency, as indicated on the label, has expired.
  - (c) An *outdoor youth program* must return all unused or expired medication to the base of operations and dispose of it so it is not available to youth. A field director or senior field staff must witness and document the disposal of the unused medication.

Stat. Auth.: ORS 418.005

Stats. Implemented: ORS 418.205 - 418.325, 418.990 - 418.998

#### **413-215-0966**

##### **Staff Qualifications and Requirements**

- (1) Staff written policy requirements. An *outdoor youth program* (defined in OAR 413-215-0911) must have written policy regarding minimum staff requirements.
- (2) Verification. An *outdoor youth program* must verify qualifications of staff through documentation of minimum requirements for work experience, education, and classroom instruction.
- (3) Required staff positions.

- (a) An *outdoor youth program* which provides outdoor youth programming as its primary function must have an executive director. The executive director may also function as the field director if the executive director meets those qualifications. In addition to meeting the requirements in OAR 413-215-0021(3)-(4), the executive director must comply with all of the following:
- (A) Be at least 25 years of age.
  - (B) Have one of the following qualifications at time of hire:
    - (i) Five years of paid full time experience in the social services or wilderness field with at least one year in a paid administrative capacity.
    - (ii) A Bachelor's degree and four years of paid full time experience in the social services or wilderness field with at least one year in a paid administrative capacity.
    - (iii) A Master's degree and three years of paid full time experience in the social services or wilderness field with at least one year in a paid administrative capacity.
  - (C) Have knowledge and experience demonstrating competence in the performance or oversight of the following essential job functions: program planning and budgeting, fiscal management, supervision of staff, personnel management, employee performance assessment, data collection, reporting, program evaluation, quality assurance, and developing and maintaining community resources.
  - (D) Demonstrate by his or her conduct the competencies required by this rule and compliance with the program policies and procedures implementing these rules.
  - (E) Have completed the field training as required by OAR 413-215-0981(3).
- (b) Field director. An *outdoor youth program* must have a field director who is primarily responsible for the quality of each *outdoor youth program activity* (defined in OAR 413-215-0911), coordinates field operation, supervises direct care staff, and manages the field office. The field director must:
- (A) Be at least 25 years of age;
  - (B) Have a minimum of 30 college level semester hours or 45 quarter hours in recreational therapy or in a related field or one year of *outdoor youth program* field experience;
  - (C) Demonstrate knowledge and understanding of applicable licensing rules;
  - (D) Have completed the field training as required by OAR 413-215-0981(3);
  - (E) Hold a Wilderness First Responder (WFR) certificate or equivalent; and

- (F) Have completed an approved course in nonviolent crisis intervention.
- (c) Senior field staff. An *outdoor youth program* must have a senior field staff working directly with each group of program youth. Senior field staff must:
- (A) Be at least 21 years of age;
  - (B) Have an associate degree or high school diploma or equivalent with 30 college level semester hours or 45 quarter hours of study or comparable experience and training in a field related to recreation and *outdoor youth program activity*;
  - (C) Have a minimum of forty 24-hour field days of program experience or equivalent experience in outdoor programs documented in the personnel file;
  - (D) Have completed the field training as required by OAR 413-215-0981(3);
  - (E) Hold a Wilderness First Responder (WFR) certificate or equivalent; and
  - (F) Have completed an approved course in nonviolent crisis intervention.
- (d) Field staff. Each field staff member of an *outdoor youth program* must:
- (A) Be at least 21 years of age;
  - (B) Have a high school diploma, or its equivalent, or comparable experience directly relevant to assigned outdoor youth program responsibilities;
  - (C) Have completed the field training as required by OAR 413-215-0981(3); and
  - (D) Be certified to provide cardiopulmonary resuscitation (CPR) and first aid.
- (4) Specific Outdoor Youth Program activity training. All staff of an *outdoor youth program* must have documented training and experience in conducting any *outdoor youth program activity* he or she is assigned to conduct.
- (5) Multidisciplinary team. An *outdoor youth program* must have a multidisciplinary team of staff or consultants who have knowledge of the physical and emotional demands of the program and are available to program youth and staff upon the recommendation of the field director or senior field staff. The multidisciplinary team must also be available to *outdoor youth program* staff upon request for consultation regarding the appropriateness of admission of youth. At a minimum, the team must consist of:
- (a) A licensed health care professional (physician, doctor of osteopathy, nurse practitioner, or physician's assistant);
  - (b) A treatment professional who is a licensed or certified psychologist, clinical social worker, marriage and family counselor, or professional counselor; and

- (c) If the program does not exclude clients with substance abuse problems, the multidisciplinary team must include a professional who is a Certified Alcohol Drug Counselor or who has demonstrated equivalent experience and training in the field of alcohol and drug abuse counseling.

Stat. Auth.: ORS 418.005

Stats. Implemented: ORS 418.205 - 418.325, 418.990 - 418.998

#### **413-215-0971**

##### **Staff Health Requirements**

An *outdoor youth program* (defined in OAR 413-215-0911) must comply with all of the following requirements:

- (1) Staff health requirements. The *outdoor youth program* staff members having responsibility for youth must be free of infectious diseases and must be capable of competently fulfilling all responsibilities reasonably associated with their employment.
- (2) Health history questionnaire. As part of orientation, and annually thereafter, staff must complete a health history questionnaire similar to that completed by the youth entering the program. It must include injuries or ailments that might affect the ability to function well in the field, or put other field staff or youth at risk of injury or infection.
- (3) Health history questionnaire content. The health history questionnaire must include but not be limited to the following content areas:
  - (a) Standard physical health questions, including history of infectious diseases;
  - (b) History of physical injuries; and
  - (c) History of drug or alcohol abuse or dependence that required residential or outpatient treatment, or that might currently interfere with employment responsibilities.

Stat. Auth.: ORS 418.005

Stats. Implemented: ORS 418.205 - 418.325, 418.990 - 418.998

#### **413-215-0976**

##### **Physical Activity Limits and Requirements**

An *outdoor youth program* (defined in OAR 413-215-0911) must comply with all of the following requirements:

- (1) Physical capability. Physical activity may not exceed the physical capability of a youth. Field staff must monitor the physical capability and condition of each youth to ensure that the *outdoor youth program activity* (defined in OAR 413-215-0911) does not exceed the youth's capability.

- (2) Environmental conditions. Staff of the *outdoor youth program* must consider environmental conditions including but not limited to temperature, humidity, and precipitation, when planning an *outdoor youth program activity* so as to minimize the risk of harm (such as heatstroke, frostbite, and hypothermia) to participants.
- (3) Acclimation to environment. Staff must closely monitor youth for acclimation to the environment.
- (4) Log. There must be a common daily log, which is signed and dated by the participating senior staff daily. The log must:
  - (a) Contain information on health problems, accidents, injuries, illnesses, medications used, behavioral problems, and unusual occurrences; and
  - (b) Include notation of environmental factors such as weather, temperature, and terrain.

Stat. Auth.: ORS 418.005

Stats. Implemented: ORS 418.205 - 418.325, 418.990 - 418.998

#### **413-215-0981 Staff Training**

An *outdoor youth program* (defined in OAR 413-215-0911) must comply with all of the following requirements:

- (1) Written policies, procedures, and training curriculum. An *outdoor youth program* must have written policies, procedures, and training curriculum regarding minimum requirements for orientation, field training, and ongoing training.
- (2) Orientation. Each employee must complete orientation before having any contact with clients or prospective clients (youth or their parents or legal guardians). The orientation training must include at a minimum:
  - (a) *Outdoor youth program* mission and goals, including admissions criteria and services provided.
  - (b) Personnel structure of the *outdoor youth program*, including an organizational chart and job descriptions which accurately reflect the responsibilities of staff positions involved in the care and management of youth, and the management and supervision of field staff;
  - (c) Overview of the quality improvement program, including the critical incident program;
  - (d) Risk management procedures and safety precautions;
  - (e) Instruction in behavior management policies and procedures of the *outdoor youth program*;

- (f) Instruction in physical assist policies and procedures of the *outdoor youth program*.
  - (g) Review and discussion of all other policies relevant to field staff responsibilities, such as clothing, nutrition, vehicle use, communication methods, cooking and camping equipment, and their use; and
  - (h) Emergency plan.
- (3) Field training. Each field staff must receive a minimum of seven days of field training and must be assessed by the field director or designee for each of the following minimum required field skills before assuming sole supervision of youth:
- (a) Water, food, and shelter procurement, preparation, and conservation.
  - (b) "Leave No Trace Principles" for *outdoor youth program activity* (defined in OAR 413-215-0911). For purposes of this rule, "Leave No Trace Principles" mean wilderness and land use ethics which are designed to minimize the impact of visitors to back country areas. The principles include: Plan Ahead and Prepare, Travel and Camp on Durable Surfaces; Pack it in, Pack it Out; Properly Dispose What You Can't Pack Out; Leave What You Find; and Minimize Use and Impact of Fire.
  - (c) Recognition and management of the presenting issues of the youth served, including mental health and substance abuse issues.
  - (d) Instruction in safety procedures and safe use of fuel, fire, and life protection equipment.
  - (e) Sanitation procedures related to food, water, and waste.
  - (f) Special instruction to ensure proficiency in each specific *outdoor youth program activity* for staff who conduct and staff who supervise an *outdoor youth program activity*.
  - (g) Wilderness medicine, including health issues related to acclimation, exposure to the environment and environmental elements.
  - (h) First aid kit contents and use.
  - (i) Basic navigation skills including understanding of contour maps, use of compass, and navigation using the positions of sun, moon, and stars to determine direction.
  - (j) Local environmental precautions, including terrain, weather, insects, poisonous plants, wildlife, and proper response to adverse situations.
  - (k) Critical incident prevention, identification, and response.
  - (l) Knowledge of and ability to implement the emergency plan of the *outdoor youth program*.

- (m) Report writing, including development and maintenance of logs, journals, and incident reports.
  - (n) Other skills as required by the *outdoor youth program*.
- (4) Sole supervision. No staff member of an *outdoor youth program* may provide sole supervision of program youth prior to ---
- (a) Successful completion of orientation and field training; and
  - (b) Documented assessment by a senior field staff member of:
    - (A) Effective understanding of the supervision structure of the *outdoor youth program*, who is responsible, and to whom staff can refer questions or problems; and
    - (B) Understanding, knowledge, and compliance with the behavior management policies of the *outdoor youth program*.
- (5) Ongoing training. An *outdoor youth program* must provide ongoing training for field staff to maintain and upgrade their skills.
- (6) Documentation of training. An *outdoor youth program* must document the training received by each staff member and volunteer in their personnel file. For each training session, the documentation shall include the name and qualifications of the person providing the training, date of training, training content, and the number of hours of the training.

Stat. Auth.: ORS 418.005

Stats. Implemented: ORS 418.205 - 418.325, 418.990 - 418.998

#### **413-215-0986**

##### **Youth Staff Ratios**

An *outdoor youth program* (defined in OAR 413-215-0911) must comply with all of the following requirements:

- (1) Youth staff ratio policy. The *outdoor youth program* must have written policy and maintain documentation of program compliance on youth staff ratios.
- (2) Group size. For a field group, the number of participants may not exceed twelve *youth* (defined in OAR 413-215-0911).
- (3) Staffing ratio. Each group of two or more *youth* must be staffed as follows:
  - (a) By at least two staff members, one of whom must be a senior field staff member;
  - (b) There must be at least one staff member to every three *youth*;
  - (c) Where the gender of a group is mixed, there must be at least one female staff and one male staff member;

- (d) There must be a minimum of five years difference in age between a direct care staff member and the *youth* for whom the staff member has sole supervision; and
  - (e) Volunteers and interns may not be included in the staff youth ratio unless they meet the qualifications required of staff.
- (4) Wilderness first responder (WFR). At least one staff member per group must have a current Wilderness First Responder (WFR) Certificate or equivalent.
- (5) Nonviolent crisis intervention training. At least one staff per group must be trained in nonviolent crisis intervention.
- (6) Field staff training.
- (a) There may not at any time be more than one staff member who has not completed all field training.
  - (b) Where there are four or more *youth*, at least two staff members must have completed all field training.
- (7) Stationary Outdoor Youth Program staffing ratios.
- (a) There must be at least one staff member to every three *youth* while a *stationary outdoor youth program* (defined in OAR 413-215-0911) is engaging in an *outdoor youth program activity* (defined in OAR 413-215-0911), whether at or away from the stationary camp.
  - (b) A *stationary outdoor youth program* when not engaged in an *outdoor youth program activity* at the stationary camp is exempt from the one staff member to every three *youth* staffing ratio. Staff *youth* ratios must be established to provide supervision and protection for *youth* and must be adequate in relationship to the type of program, location of program, age and type of *youth* served, physical plant design, location and ability of supervisor to respond, backup systems, or any other means to assure a high standard of supervision and protection:
    - (A) There must be at least one staff member to every ten *youth* during the time *youth* are awake and present in the program.
    - (B) There must be at least one staff member on duty to every fourteen *youth* during sleeping hours. If staff is sleeping, there must be at least one staff member on duty to every seven *youth* during sleeping hours.

Stat. Auth.: ORS 418.005

Stats. Implemented: ORS 418.205 - 418.325, 418.990 - 418.998

#### **413-215-0991 Age Grouping**

An *outdoor youth program* (defined in OAR 413-215-0911) must comply with all of the following requirements:

- (1) Minimum Age. A participant in the *outdoor youth program* must be at least ten years of age.
- (2) Grouping. The *outdoor youth program* must have policy and documentation regarding age grouping. An *outdoor youth program* may place youth in groups only after taking into consideration these factors: the age, developmental level, physical maturity, social maturity, behavioral functioning, cognitive level, diagnosis (if any), and individual needs of each youth.
- (3) Placement of youth age 10 years through 12 years. An *outdoor youth program* may place youth ten years of age through twelve years of age only in a program component designed for this age group, unless the *outdoor youth program* has been granted an exception by the Department licensing coordinator.
- (4) Placement with adults. If the *outdoor youth program* serves adults age eighteen years of age or older, it may place youth in the same group as adults only after taking special care to assess and minimize the risk to the youth.
- (5) Placement decisions. An *outdoor youth program* must make placements of youth in groups to maximize each youth's functioning and minimize the possibility of exploitation. In making the placement decision in section (4) of this rule or in deciding to request an exception to place a youth age ten years of age through twelve years of age in an older group, an assigned staff member with documented experience placing youth in groups and who is familiar with the *outdoor youth program* must:
  - (a) Base the placement on the factors listed in section (2) of this rule;
  - (b) Document the basis for the decision and the appropriateness of the placement in the youth's service plan; and
  - (c) Review the therapeutic appropriateness of the decision every week after the placement, document whether the decision remains appropriate, and make any changes indicated.

Stat. Auth.: ORS 418.005

Stats. Implemented: ORS 418.205 - 418.325, 418.990 - 418.998

#### **413-215-0996**

##### **Program Services**

- (1) Affirmative duty to gather sufficient information. The *outdoor youth program* (defined in OAR 413-215-0911) has an affirmative duty to make reasonable efforts to gather sufficient information to determine the appropriateness of the youth for the *outdoor youth program*.
- (2) Admissions assessments. An *outdoor youth program* must perform an admission assessment on each youth.

- (a) Admissions process. An assigned staff member with documented experience in the area of admissions screening and assessment, who is familiar with the *outdoor youth program*, must complete an individual admissions assessment for each youth prior to enrollment.
- (b) Admissions to be based on admissions assessment. The *outdoor youth program* must base admission of each youth on the individual admissions assessment. The assessment must be the basis for the youth's individual service plan. The assessment must include the following components:
- (A) Social history including home, community, and environment;
  - (B) Health history, including current prescriptions and *over the counter medication* (defined in OAR 413-215-0911);
  - (C) Psychological history, including behavior problems, aggression, substance abuse, family dynamics, prior evaluations, and any previous treatment;
  - (D) For a youth with a history of mental health issues, a review by a mental health professional of any available psychological or psychiatric assessment of the youth; and
  - (E) For a youth with indications of substance abuse, the assessment must include a determination by a professional in chemical dependency whether detoxification is indicated for the youth before the youth enters the field portion of the *outdoor youth program*.
- (c) Consultation and additional information. If after a review of the components required by the Admissions Assessment, there is any question as to the appropriateness of admission of a youth, the assigned staff member must consult with the Multidisciplinary Team and document the decision. If the information available about the youth is inadequate for the determination of appropriateness for the *outdoor youth program*, the *outdoor youth program* must require additional necessary information which may include evaluations by consulting professionals.
- (d) Evaluation of appropriateness of admission. Each admissions assessment must include a summary evaluation of the appropriateness of the admission of the youth into the *outdoor youth program*.
- (e) Field entry.
- (A) An *outdoor youth program* must conduct an interview and orientation with each youth before the youth leaves for the field portion of the program away from the main base of operations.
  - (B) The field director or senior field staff assigned to the youth's field experience must conduct an interview with the youth prior to entrance into the field; and

- (C) The medically trained field staff assigned to the youth's field experience must conduct a review of the youth's health history and physical examination report.
- (3) Service planning. Each youth must be served according to an individual *service plan* (defined in OAR 413-215-0911), developed by the *outdoor youth program* staff and including, whenever possible, the program director, child-care workers, other involved professionals, the youth, and his or her family. An *outdoor youth program* has an affirmative responsibility to provide competent individualized service planning for each youth to include ongoing evaluation and change as needed. Service planning time lines must be as follows:
- (a) Initial service plan. An *outdoor youth program* must write the initial *service plan* based on the admission assessments and the youth's individual needs on or before admission, and provide a copy to the senior field staff upon the youth's entry into the *outdoor youth program*.
  - (b) Updated service plan. Within 14 days of the date the youth enters the field, the *outdoor youth program* must write an updated *service plan* based on field observations and additional information received (family information, medical reports, youth disclosures).
  - (c) Monthly review. The *outdoor youth program* must review and update the *service plan* monthly, and document the review.
  - (d) Discharge summary. The discharge summary must include a written summary of the youth's participation and progress achieved, results of evaluations, conditions of the youth, interactions of youth and staff, briefings and debriefings, compliance with program policies and procedures, and recommendations. The discharge summary must be retained in the youth's file and a copy provided to the youth's family.
- (4) Areas of emphasis in the service plan and planning process. It is the intent of the Department that an *outdoor youth program* must make every reasonable effort to ensure participation by the youth's family in all aspects of the service and service planning process. To that end, the *outdoor youth program* staff must:
- (a) Encourage parent participation in the intake process;
  - (b) If the youth's parent or legal guardian cannot participate in the intake process, ensure participation in the intake process by those responsible for the environment in which the youth resides prior to placement with the *outdoor youth program*;
  - (c) Support the family and those responsible for the environment in which the youth lives during intervention activities, including alternate suggestions for any youth not accepted at intake;
  - (d) Consider the family's responsibility, needs, and values in the planning and service process;
  - (e) Provide an orientation procedure for the youth and his or her family;

- (f) Ensure that information regarding significant events in the youth's family is passed on to appropriate staff members;
- (g) Review service plans, activities, and progress with the family monthly; and
- (h) Ensure that the educational needs of the child are an integral part of the *service plan*.

Stat. Auth.: ORS 418.005

Stats. Implemented: ORS 418.205 - 418.325, 418.990 - 418.998

#### **413-215-1001**

##### **Critical Incident Program**

- (1) Quality improvement program. An *outdoor youth program* (defined in OAR 413-215-0911) must have a written quality improvement program which identifies and defines critical incidents, includes a response to each type of critical incident, and includes procedures for the review of critical incidents.
- (2) Critical incident training. An *outdoor youth program* must train staff in critical incident prevention, identification, and response.
- (3) Documentation of critical incidents. The *outdoor youth program* staff must document each critical incident as follows:
  - (a) Record each incident in the common daily log and complete an incident report immediately following the incident;
  - (b) Categorize each incident as to type and seriousness;
  - (c) Record the results of staff debriefing of each critical incident; and
  - (d) Management must document review of each critical incident report within 24 hours of receipt.
- (4) Review of critical incidents. An *outdoor youth program* must have procedures for review of critical incidents which include management and board review of critical incidents and a process for deciding if revisions to program policy and procedures, operations, or training are warranted for quality improvement.
- (5) Documentation of critical incident review. An *outdoor youth program* must document in writing the process and results of its review of critical incidents and resulting program quality improvements if any and must provide this information to staff.
- (6) Near miss. An *outdoor youth program* must review any near miss and determine whether to respond to it as if it were a critical incident in accordance with this rule. For purposes of this rule, "near miss" means:
  - (a) A close call;

- (b) A potentially dangerous situation where safety was compromised but that did not result in injury; or
- (c) An unplanned and unforeseen event after which those involved express relief that the incident ended without harm.

Stat. Auth.: ORS 418.005

Stats. Implemented: ORS 418.205 - 418.325, 418.990 - 418.998

#### **413-215-1006**

##### **Field Outdoor Youth Program Activities**

An *outdoor youth program* (defined in OAR 413-215-0911) must comply with all of the following requirements:

- (1) Written description. There must be a written description of each field *outdoor youth program activity* (defined in OAR 413-215-0911) and a schedule, including a detailed itinerary.
- (2) Staff briefing. The executive director, field director, or designee must brief staff entering the field. The briefing at a minimum must include:
  - (a) The planned route, terrain, time schedule, weather forecast, and any potential hazards;
  - (b) Any procedures unique to that field experience; and
  - (c) Youth background and any potential problems.
- (3) Itinerary. Field staff must carry map routes, anticipated schedules, and times when a group is in the field.
- (4) Supervision. The field director or designee must conduct and document supervisory evaluation of each youth and staff in a field group at least every seven days, either in person or through Department approved procedures. If the planned itinerary is longer in duration than three weeks, the field director or designee must make onsite visits at minimum increments of three weeks.
- (5) Staff debriefing. The field director or designee must *debrief* (defined in OAR 413-215-0911) staff after they return from the field.
- (6) Youth debriefing. The field director or designee must *debrief* youth after returning from the field. The debriefing must at a minimum ---
  - (a) Include a written summary of the youth's participation and progress achieved;
  - (b) Be provided in written form to the youth's parents or guardian; and
  - (c) Parents or guardians and youth must be given the opportunity and encouraged to submit a written evaluation of the outdoor youth experience, to be maintained by the *outdoor youth program*.

- (7) Documentation. An *outdoor youth program* must document results of the evaluation of the conditions of the youth, interactions of youth and staff, briefings, debriefings, and compliance with program policies and procedures, and include them in the youth's record and discharge summary.

Stat. Auth.: ORS 418.005

Stats. Implemented: ORS 418.205 - 418.325, 418.990 - 418.998

#### **413-215-1011 Communication**

- (1) For purposes of this rule, a "Global Positioning System receiver" means a receiver which receives signals from a network of 24 satellites known as the Global Positioning System (GPS) and identifies the receiver's location: latitude, longitude, and altitude to within a few hundred feet.
- (2) Communication and support system. An *outdoor youth program* must maintain a communication system that includes the use of Global Positioning System receivers, two way radio communication, and cell phone communication; or follows the applicable land managing agency requirement and includes:
- (a) Reliable communication between each group and the base of operations; and
  - (b) A back up plan for re-establishing communication to be implemented in the event regular communication fails.
- (3) Communication requirements. An *outdoor youth program* must have a reasonable communication plan which is sufficient to provide routine and emergency care and takes into consideration individual youth needs and terrain considerations.
- (a) There must be oral communication between each field group and the base of operations on a regularly scheduled basis according to program procedures, unless special documented arrangements have been made;
  - (b) In no case may the absence of oral communication between a field group and the base of operations exceed 72 hours, unless the Department has approved an exception for alternate program procedures for communication; and
  - (c) In no case may a field group be more than two hours away from the ability to make contact with emergency services.
- (4) Emergencies. The base of operations support personnel for an *outdoor youth program* must have immediate access to emergency telephone numbers, contact personnel, and procedures for an emergency evacuation or critical incident requiring emergency medical support.

Stat. Auth.: ORS 418.005

Stats. Implemented: ORS 418.205 - 418.325, 418.990 - 418.998

## 413-215-1016

### Work

In compliance with child labor laws, an *outdoor youth program* (defined in OAR 413-215-0911) may as a constructive experience give youth non-vocational work assignments, which are age appropriate and within the youth's capabilities. The primary purpose of work may not be to substitute for paid labor for the benefit of the *outdoor youth program*.

Stat. Auth.: ORS 418.005

Stats. Implemented: ORS 418.205 - 418.325, 418.990 - 418.998

## 413-215-1021

### Animals and Pets

An *outdoor youth program* (defined in OAR 413-215-0911) must comply with all of the following requirements:

- (1) Animals and pets must be free from disease and cared for in a safe and clean manner.
- (2) An *outdoor youth program* must take reasonable measures to assure that youth are not exposed to danger from animals.
- (3) All domestic animals and pets must be vaccinated against rabies. Documentation of the vaccination against rabies must be available in the responsible employee's personnel file.

Stat. Auth.: ORS 418.005

Stats. Implemented: ORS 418.205 - 418.325, 418.990 - 418.998

## 413-215-1026

### Solo Experiences in Outdoor Youth Programs

If an *outdoor youth program* (defined in OAR 413-215-0911) conducts individual or separate components for youth (solo experiences) as part of the therapeutic process, the program must have and follow written policies and procedures. The policies and procedures at a minimum must require all of the following:

- (1) Individual solo plan. Each youth participating in a solo experience must have a plan which includes goals, methods, techniques, time frames, and takes into consideration the maturity, health, and physical ability of the youth.
  - (a) The youth must be instructed on the solo experience and individual plan including expectations, restrictions, communication, environment, and emergency procedures;
  - (b) Each youth must have and receive instruction on a back-up plan in case the primary plan does not work; and
  - (c) A designated staff member must be responsible for coordination and implementation of the plan.

- (2) Environmental requirement. Staff must be familiar with the site chosen to conduct solo experiences and must pre-investigate the site to ensure the terrain is appropriate for the skill level of the youth and that hazardous conditions are considered. Staff must make arrangements for medication, food, and water drops if needed.
- (3) Supervision. Plans for supervision must be in place during the solo experience, including the assignment of a staff member responsible for the supervision of the solo participant, and procedures for placement, supervision, and observation of the participant. Supervision must include communication systems, visual checks, and regular checks of the youth's emotional and physical condition.
- (4) Emergency procedures. In addition to the requirements of the Emergency Plan section of these rules (OAR 413-215-0936), solo emergency plans must include but are not limited to: instructing the youth on the safety and emergency procedures, establishing a system for emergency communication, instruction of other youth on how to respond if the emergency notification system is put into use, and a check-in system should an emergency occur.

Stat. Auth.: ORS 418.005

Stats. Implemented: ORS 418.205 - 418.325, 418.990 - 418.998

#### **413-215-1031**

##### **Behavior Management**

An *outdoor youth program* (defined in OAR 413-215-0911) must comply with all of the following requirements:

- (1) If the policies of an *outdoor youth program* allow for disciplining a youth or group of youth for actions of one youth, the organization's policies and procedures for behavior management and discipline must clearly prescribe the circumstances and safeguards under which disciplining the group is allowed.
- (2) If a youth refuses or is unable to hike, a contingency plan must be developed based on Department approved policies and procedures. The contingency plan must ensure that if the group is split, there is proper staff coverage for each group, and communication between the groups is maintained.
- (3) Physical assist.
  - (a) "Physical assist" means action by staff members to physically aid, support, or redirect youth who are not resisting. A physical assist includes staff leading youth along the trail, moving the youth to his or her campsite by gently pulling on a backpack strap, guiding him or her by the hand or elbow, or placing a hand on the youth's back. The youth may not want to be physically assisted but he or she does not offer resistance.
  - (b) Appropriate use of a physical assist occurs when staff members physically aid, support, or redirect youth who are not physically resisting. If a youth resists reasonable staff direction, staff must assess whether the use of physical restraint is warranted based on the written nonviolent physical restraint policy of the

*outdoor youth program*. An intervention becomes a physical restraint when the youth resists, has "dug in his or her heels", and is propelled or held still against that resistance. Staff members must comply with all applicable physical restraint regulations, including OAR 413-215-0076.

(4) Time out.

- (a) For purposes of this rule, "time out" means imposed separation of a youth from any group activity or contact as a means of behavior management.
- (b) An *outdoor youth program* may use time out only when a youth's behavior is disruptive to the youth's ability to learn, to participate appropriately, or to function appropriately with other youth or the activity.
- (c) The *outdoor youth program* must designate a staff member to be responsible for visually observing the youth at random intervals at least every fifteen minutes.
- (d) If the duration of a time out exceeds one hour, or there is visual separation of the youth, the *outdoor youth program* must write an incident report in sufficient detail to provide a clear understanding of the incident or behavior which resulted in the youth being placed in time out, and staff's attempts to help the youth avoid time out.
- (e) The *outdoor youth program* must reintroduce a youth to the group in a sensitive and non-punitive manner as soon as control is regained.
- (f) If there are more than 10 one-hour time outs for a youth in a 24 hour period or the separation lasts for 24 hours, the executive director or designee must conduct a review to determine the suitability of the youth remaining in the *outdoor youth program*, whether modifications to the youth's plan are warranted, and whether staff need additional training in alternative therapeutic behavior management techniques. The *outdoor youth program* must take appropriate action as a result of the review.

Stat. Auth.: ORS 418.005

Stats. Implemented: ORS 418.205 - 418.325, 418.990 - 418.998

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